

1997
THE LEGISLATIVE ASSEMBLY
FOR THE AUSTRALIAN CAPITAL TERRITORY

(As presented)

(Minister for Education and Training)

**Canberra Institute of Technology
(Amendment) Bill 1997**

**A BILL
FOR
An Act to amend the *Canberra Institute
of Technology Act 1987***

The Legislative Assembly for the Australian Capital Territory enacts as follows:

Short title

5 1. This Act may be cited as the *Canberra Institute of Technology
(Amendment) Act 1997*.

Commencement

2. (1) Sections 1, 2 and 3 commence on the day on which this Act is notified in the *Gazette*.

10 (2) The remaining provisions commence on a day, or respective days, fixed by the Minister by notice in the *Gazette*.

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(3) If a provision referred to in subsection (2) has not commenced before the end of the period of 6 months commencing on the day on which this Act is notified in the *Gazette*, that provision, by force of this subsection, commences on the first day after the end of that period.

5 **Principal Act**

3. In this Act, "Principal Act" means the *Canberra Institute of Technology Act 1987*.¹

Director

10 4. Section 14 of the Principal Act is amended by adding at the end the following subsection:

"(5) A determination under subsection (4) shall not include a term or condition that could not be applicable to an Executive employed under section 72 of the *Public Sector Management Act 1994*."

Substitution

15 5. Sections 19, 20, 21 and 22 of the Principal Act are repealed and the following section substituted:

Acting Director

"22. (1) Subject to this section, the Minister may, in writing, appoint a person to act as Director—

20 (a) during a vacancy in the office of Director, whether or not an appointment has previously been made to the office; or

(b) during any period, or during all periods, when the Director is for any reason unable to perform the functions of the office;

on such terms and conditions as are determined by the Minister in writing.

25 "(2) A person appointed to act as the Director during a vacancy in the office of Director shall not so act continuously for more than 12 months.

"(3) A determination under subsection (1) shall not include a term or condition that could not be applicable to an Executive employed under section 72 of the *Public Sector Management Act 1994*.

30 "(4) Anything done by or in relation to a person purporting to act pursuant to an appointment under subsection (1) is not invalid on the ground that—

(a) the appointment was ineffective or had ceased to have effect; or

(b) the occasion to act had not arisen or had ceased.”.

NOTE

Principal Act

1 Reprinted as 1 January 1996 See also Acts Nos 26 and 73, 1996.